

APR 18 2001

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION

MICHAEL M. MALBY, CLERK OF COURT

IN RE: §
SENTRY OPERATING COMPANY § JOINTLY ADMINISTERED UNDER
OF TEXAS, INC., ET AL., § CASE NO. 01-60129-V2-11 ✓
DEBTORS §

Sentry Operating Company of Texas, Inc.,	§	Case No. 01-60129-V2-11
Sentry Operating Company,	§	Case No. 01-60130-V2-11
Amey Funeral Home, Inc.,	§	Case No. 01-60131-V2-11
Sentry Operating West, Inc.,	§	Case No. 01-60132-V2-11
Sentry Group Services, Inc.,	§	Case No. 01-60133-V2-11
Funeral Service Management, Inc.,	§	Case No. 01-60134-V2-11
Sentry Operating Company	§	
of New Mexico, Inc.,	§	Case No. 01-60135-V2-11
Sentry Services Agency, Inc. of New Mexico,	§	Case No. 01-60136-V2-11
Cremation Society of Oklahoma, Inc.,	§	Case No. 01-60137-V2-11
Sentry Operating Company of Colorado, Inc.,	§	Case No. 01-60138-V2-11
Sentry Services Agency, Inc. - Del.,	§	Case No. 01-60139-V2-11
Sentry Operating Company of Kansas, Inc.	§	Case No. 01-60140-V2-11

ORDER FOR EXPEDITED CASE TREATMENT

This bankruptcy case was filed on April 16, 2001. A Request for Expedited Scheduling (BLR 1020) was filed. After review of the initial pleadings filed in this case and after conducting an emergency hearing on initial first-day motions, the Court issues this order under FRBP 105 for the expeditious, economical, and efficient prosecution of this case.

1. By authority of BLR 1001(d), BLR 1020 is modified as follows:
 - a. The Clerk's Notice shall be issued April 19, 2001 instead of April 18, 2001;
 - b. The form of notice (including various deadlines) shall be modified as provided in the attached exhibit which is incorporated herein.
2. **Hearing Days:** The Court hereby establishes Monday of each week at 4:00 p.m. as the scheduled hearing day ("Hearing Day") and time for hearing all motions and other matters in these cases. (There may be exceptions; those exceptions will be noted on the Court's internet schedule, available at:

<http://www.txs.uscourts.gov/judges/judgeban.htm>.

3. **Setting Hearings and Giving Notice for Matters that do not Require Emergency or Expedited Treatment:** All motions and other matters requiring hearing (including motions for relief from the automatic stay, claims objections and adversary proceedings) shall be noticed for hearing on the next Hearing Day that is at least 23 days after the notice is mailed. As a preface to each pleading, just below the case caption, in lieu of the language required by Bankruptcy Local Rule 9013(b), the pleading shall state:

A HEARING WILL BE CONDUCTED ON THIS MATTER ON _____ AT _____ .M. IN COURTROOM _____, _____, HOUSTON, TEXAS. IF YOU OBJECT TO THE RELIEF REQUESTED, YOU MUST RESPOND IN WRITING, SPECIFICALLY ANSWERING EACH PARAGRAPH OF THIS PLEADING. YOU MUST FILE YOUR RESPONSE WITH THE CLERK OF THE BANKRUPTCY COURT WITHIN TWENTY DAYS FROM THE DATE YOU WERE SERVED WITH THIS PLEADING UNLESS YOU DID NOT RECEIVE THIS NOTICE IN TIME TO DO SO. IN THAT SITUATION, FILE YOUR RESPONSE AS SOON AS POSSIBLE. IN ADDITION TO FILING YOUR RESPONSE WITH THE CLERK, YOU MUST GIVE A COPY OF YOUR RESPONSE TO THE PERSON WHO SENT YOU THE NOTICE; OTHERWISE, THE COURT MAY TREAT THE PLEADING AS UNOPPOSED AND GRANT THE RELIEF REQUESTED.

4. **Setting Hearings and Giving Notice of a Motion Requiring Emergency or Expedited Relief:** If a motion requires emergency or expedited relief:
- a. The motion shall state with specificity the reason why an emergency exists or why there is a need for expedited treatment. No separate motion for an emergency hearing is required.
 - b. Movant shall serve notice of the motion and of the hearing as set forth above, (including the language above giving notice of the hearing date and the necessity to file a response). However, the Movant may choose a Hearing Day that is less than 23 days after notice is mailed. Movant should choose a date that allows as much time as possible for consideration and response by parties receiving the notice. The motion may be set for the next Hearing Day only if absolutely necessary.
 - c. When the motion is called for hearing on the designated Hearing Day, the Court will first consider whether expedited treatment is required, whether adequate notice has been given, and whether there has been adequate opportunity for parties to be heard. The Court may decide to hear the matter at that time or the Court may issue other scheduling orders as the Court determines to be appropriate after consideration of the nature of the emergency, the adequacy of the notice and delays for consideration by all parties, the nature of the relief sought, and such other matters as the Court may consider to be cogent.
 - d. **Extraordinary Emergencies:** In very rare circumstances, a party may need relief

that cannot be delayed until the next Hearing Day. In such circumstances, the Movant may, by separate motion, request a hearing to be held prior to the next Hearing Day. If the Court grants such emergency treatment, the Court will direct the requisite notice and will set a hearing date and time. When the matter is called for hearing, the Court will first consider the propriety of emergency treatment as described in sub-paragraph (c) above.

- e. Parties are encouraged to authorize opposing parties to serve them by fax or e-mail to facilitate notice of emergency and expedited hearings.

5. **Proposed Hearing Agenda:** At least 2 business days prior to each Hearing Day, Debtor's counsel shall provide to the judge's case manager a Proposed Hearing Agenda. Debtor's counsel shall contemporaneously provide the Proposed Hearing Agenda to counsel for the Unsecured Creditors Committee, all secured creditors, and the United States Trustee by fax or e-mail.

- a. Debtor's counsel shall contact the judge's case manager for a format and for instructions concerning how to deliver the Proposed Hearing Agenda to the case manager (*i.e.* by fax, e-mail, *etc.*). The Clerk will usually post the Proposed Hearing Agenda on the judge's internet page. The Proposed Hearing Agenda, whether or not served on parties or published on the internet, is merely a proposal for the convenience of the Court and counsel. It is NOT determinative of the matters to be heard on that day and is not determinative of whether there will be a settlement or continuance.
- b. The Proposed Hearing Agenda shall conform to the format provided by the case manager but is expected to include:
 - i. The docket number and title of each matter to be scheduled for hearing on the next Hearing Day;
 - ii. Whether the matter is contested or uncontested;
 - iii. An estimate of the time required to hear each matter;
 - iv. Other comments that will assist the court in organizing its docket for the day: (for example, if a request for continuance or withdrawal of the matter is expected); and
 - v. A suggestion for the order in which the matters should be addressed.
- c. On the Hearing Day, the Court may, or may not, accept the hearing agenda proposed by the Debtor.

6. **Participation in Some Hearings By Telephone:** Emergency and expedited hearings (and other hearings in limited circumstances) in this case may be conducted by "Meet Me" telephone conference. Parties must request permission to participate by telephone by calling the Court's case manager, Jean Kell, at 713-250-5779. The case manager can also give instructions concerning use of the Meet Me telephone facility.

7. **Settlement:** If a matter is properly noticed for hearing and the parties reach agreement on a settlement of the dispute prior to the final hearing, the parties may announce the settlement at the scheduled hearing. If the Court determines that the notice of the dispute and the hearing is adequate notice of the effects of the settlement, (*i.e.* that the terms of the settlement are not materially different from what parties in interest could have expected if the dispute were fully litigated) the Court may approve the settlement at the hearing without further notice of the terms of the settlement.
8. **Case Captions:** To facilitate motion tracking by the Clerk of the Court, each answer, reply, objection, and order filed or provided by a party in this case should contain, in its title or first paragraph, a reference to the docket number of the pleading to which it responds. EXAMPLE:

Response by XYZ Bank to Debtor's Motion For Use of Cash Collateral.
[This pleading responds to Docket # ____]

9. **Claims Docket:** Debtor's counsel shall contact Mr. Mark Wells in the Clerk's office to facilitate preparation of a claims docket on an expedited basis on May 31, 2001.
10. **Notice and Objections to this Order:** The Debtor shall give notice of this order to all parties in interest. Notice shall be accomplished on April 20, 2001 by mailing a copy of this order to all parties in interest. If any party in interest, at any time, objects to the provisions of this order, that party shall file a motion for appropriate relief, articulating the objection and the relief requested. The motion shall comply with the provision of this order. After hearing the Motion and any responses, the Court may grant appropriate relief, if any is required. The Court may also, *sua sponte*, revise, modify, or rescind this order.

SIGNED April 18, 2001.


UNITED STATES BANKRUPTCY JUDGE

The Clerk shall notice:

Debtor

Debtor's Counsel

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION

IN RE: § JOINTLY ADMINISTERED UNDER
SENTRY OPERATING COMPANY OF TEXAS, INC. § CASE NO. 01-60129-V2-11
§

SENTRY OPERATING CO.	§	CASE NO. 01-60130-V2-11
AMEY FUNERAL HOME, INC.	§	CASE NO. 01-60131-V2-11
SENTRY OPERATING WEST, INC.	§	CASE NO. 01-60132-V2-11
SENTRY GROUP SERVICES, INC.	§	CASE NO. 01-60133-V2-11
FUNERAL SERVICE MANAGEMENT, INC.	§	CASE NO. 01-60134-V2-11
SENTRY OPERATING COMPANY OF NEW MEXICO, INC.	§	CASE NO. 01-60135-V2-11
SENTRY SERVICES AGENCY, INC. NEW MEXICO	§	CASE NO. 01-60136-V2-11
CREMATION SOCIETY OF OKLAHOMA, INC.	§	CASE NO. 01-60137-V2-11
SENTRY OPERATING COMPANY OF COLORADO, INC.	§	CASE NO. 01-60138-V2-11
SENTRY SERVICES AGENCY, INC.-DEL	§	CASE NO. 01-60139-V2-11
SENTRY OPERATING COMPANY OF KANSAS, INC.,	§	CASE NO. 01-60140-V2-11
	§	
DEBTORS	§	

**NOTICE OF EXPEDITED CASE UNDER CHAPTER 11 OF THE
BANKRUPTCY CODE, FIXING MEETING OF CREDITORS AND OTHER DATES**

Case Number: Jointly Administered under Case No. 01-30129-V2-11

Date Filed: April 16, 2001

In Re: Sentry Operating Company of Texas, Inc., et al.

Debtors' Address: c/o Sentry Group Services, Inc.
110 W. 7th Street, #1000
Fort Worth, Texas 76102

Debtor's Attorney:

Edward L. Rothberg
WEYCER, KAPLAN, PULASKI & ZUBER, P.C.
1400 Summit Tower, Eleven Greenway Plaza
Houston, Texas 77046-1104
Telephone: (713) 961-9045
Facsimile: (713) 961-5341

EXHIBIT
ORDER FOR
TREATMENT
T^o EXPEDITED CASE

Meeting of Creditors:

Date: May 16, 2001
Time: 10:00 a.m.
Location: 515 Rusk, Room 3401, Houston, Texas 77002
Telephone: (713) 250-5250

Claims Deadline: The last time to file a proof of claim is **May 31, 2001**. Proofs of Claim must be filed with the Clerk of the Court.

Commencement of Case. A petition for reorganization under Chapter 11 of the Bankruptcy Code has been filed by the debtor, and an order for relief has been entered. All documents filed with the court, including lists of the debtor's assets and debts, are available for inspection at the clerk's office, but you will not get notice as they are filed.

Things Creditors May Not Do. A creditor is anyone whom the debtor owes money or property. Under the Code, the debtor is protected against many acts by creditors. Common examples of things creditors may not do are: contacting the debtor to demand payment, acting against the debtor to collect money or to take the debtor's property, and foreclosing or repossessing the debtor's property.

If a creditor takes unauthorized actions against a debtor, the court may punish that creditor. Before taking action against the debtor or the debtor's property, a creditor should read Section 362 of the Code and seek legal advice. If the debtor is a partnership, remedies otherwise available against general partners may not be affected by the partnership's case.

The court's staff may NOT give legal advice.

Meeting of Creditors. At the meeting of creditors on the date and at the place in this notice, the debtor's representative must appear to be examined under oath. Creditors are welcome to attend the meeting, but they are not required to attend. At the meeting, the creditors may question the debtor and transact other business. The meeting may be stopped and rescheduled by notice only at the meeting, and without further written notice. See Bankruptcy Rule 9001(5).

Objections to Expedited Scheduling. The debtor in this case has already filed its plan of reorganization and disclosure statement and has requested expedited scheduling of hearings. Parties in interest may file an objection to Expedited Scheduling and Fixing of Dates (specifying the nature of the objection in detail) with the Clerk of the Bankruptcy Court within ten (10) days from the date the Notice was served and serve a copy of the objection on the attorney for the debtor and United States Trustee. In the event an Objection is filed, a hearing on the Objection to Expedited Scheduling will be held:

Date: May 7, 2001
Time: 4:00 p.m.
Location: 515 Rusk, Courtroom 400, Houston, Texas 77002

Disclosure Statement Hearing. The debtor in this case has already filed its plan of reorganization and disclosure statement. A hearing on the Disclosure Statement will be held:

Date: May 7, 2001
Time: 4:00 p.m.
Location: 515 Rusk, Courtroom 400, Houston, Texas 77002

before U.S. Bankruptcy Judge Wesley Steen to determine whether to approve the disclosure statement for solicitation of votes on it, conditioned on objections to the disclosure statement.

Confirmation Hearing. If the debtor's disclosure statement is conditionally approved, a hearing to approve it finally and to consider confirming the plan of reorganization will be held:

Date: June 4, 2001
Time: 4:00 p.m.
Location: 515 Rusk, Courtroom 400, Houston, Texas 77002

Objections to the disclosure statement and plan must be filed with the Court and delivered to the (a) debtor, (b) debtor's counsel, (c) official committees appointed under the Code, (d) United States Trustee, and (e) other parties in interest who request notice four days before the confirmation hearing. Until the disclosure statement is finally approved, a plan may not be confirmed. The Court may change the date of the confirmation hearing. A creditor or interest holder is entitled to vote on the debtor's plan of reorganization if its claim has been scheduled by the debtor (but not listed as disputed, contingent, or unliquidated) or if it has filed a proof of claim. Ballots must be received by the Debtor's attorney at the address on page one no later than four days before the confirmation hearing.

Proof of Claim. Schedules of creditors have been filed under Rule 1007. Unless the debtor lists it as disputed, contingent, or unliquidated, a creditor with a scheduled claim may file a proof of claim, but it is not required. Creditors whose claims are not scheduled, or whose claims are listed as disputed, contingent, or unliquidated must file proofs of claims to participate in the responsibility to determine that the claim is listed accurately. Proofs of claim are filed in the clerk's office, by delivering them either in person or by mail. Forms for a proof of claim are available in the clerk's office.

Purposes of Chapter 11 Filing. Chapter 11 of the Code enables a debtor to reorganize its business under a plan described to the creditors. No plan is effective until approved by the Court. Creditors will be notified if the case is dismissed or changed to another chapter of the Code. The debtor will remain in possession of its property and will continue to operate its business unless a trustee is appointed.

SUMMARY OF SELECTED CRITICAL DATES

April 20, 2001	Debtor sends Notice of Expedited Case to all Parties in Interest, along with Plan and Disclosure Statement.
April 30, 2001	Deadline for Objections to Expedited Treatment
May 7, 2001	Hearing on any objections to Expedited Treatment and hearing on tentative approval of disclosure statement.
May 16, 2001	Meeting of Creditors
May 31, 2001	Deadline for proofs of claim (to be filed with Clerk of Court)
May 31, 2001	Deadline for objections to plan and disclosure statement; deadline for ballots on plan
June 4, 2001	Plan confirmation hearing